



07-23-04

JFW

N 10/811,276

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	DAVID GOHL	Examiner:	UNKNOWN
Serial No.:	10/811,276	Group Art Unit:	UNKNOWN
Filed:	MARCH 25, 2004	Docket No.:	1149.1104101
Title:	LAUNDRY RINSE AID		

**PETITION TO ESTABLISH THAT DRAWINGS ARE NOT NECESSARY
UNDER 35 U.S.C. § 113 FOR FILING DATE-RESPONSE TO "NOTICE OF
INCOMPLETE NONPROVISIONAL APPLICATION"**

CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of: **EV 315610973 US**, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 22 day of

July

, 2004.

By

Name: Shannon M. Stang

MAIL STOP: PETITIONS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Notice of Incomplete Nonprovisional Application mailed June 8, 2004 in the above-referenced patent application. A copy of the Notice of Incomplete Application is enclosed.

Applicant hereby petitions under 37 § 1.53(e), for the reasons set forth below for review of the determination that drawings are necessary.

The claims are directed to compositions and methods. The missing drawings were all graphs of data provided within the tables in the Example section. Thus, the drawings only

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provided a graphical representation of the test data present in the application as filed on March 25, 2004. Therefore Applicant asserts that drawings are not necessary under 35 U.S.C. § 113, and that the Applicant is entitled to the March 25, 2004 filing date.

The fee payment for this Petition under 37 § 1.17(h) of \$130.00 is attached by check. It is respectfully requested that upon grant of this "Petition under 37 § 1.53(e), the petition fee of \$130.00 be refunded by crediting Deposit Account No. 50-0413.

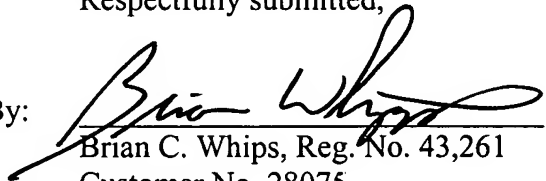
In event that this Petition to Establish that Drawings are Not Necessary under 35 U.S.C. § 113 for the subject matter of this application is denied, applicant has the transmitted drawings with a newly executed oath and declaration to Mail Stop: Missing Parts on July 22, 2004.

Upon grant of the Petition under 37 § 1.53(b)(e) and the determination by the United States Patent and Trademark Office that the drawings were not required by this application under 35 U.S.C. § 113, Applicant respectfully requests that the conditional filing fee be refunded by a credit to the Deposit Account No. 50-0413.

Respectfully submitted,

Dated: 22 July 2004

By:



Brian C. Whips, Reg. No. 43,261
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CROMPTON, SEAGER & TUFTE, LLC
1221 Nicollet Avenue, Suite 800
Minneapolis, MN 55403
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/811,276	03/25/2004	David Gohl	1149.1104101

CONFIRMATION NO. 2513

FORMALITIES LETTER



OC000000012902154

28075
 CROMPTON, SEAGER & TUFTE, LLC
 1221 NICOLLET AVENUE
 SUITE 800
 MINNEAPOLIS, MN 55403-2420

Date Mailed: 06/08/2004

NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below **and a newly executed oath or declaration covering the items must** be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)). Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented." *Applicant should reconsider whether the drawings are necessary under 35 U.S.C. 113 (first sentence).*

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*


 Customer Service Center



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: DAVID GOHL Examiner: UNKNOWN
Serial No.: 10/811,276 Group Art Unit: UNKNOWN
Filed: MARCH 25, 2004 Docket No.: 1149.1104101
Title: LAUNDRY RINSE AID

CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of : EV 315610973 US, in an envelope addressed to: Commissioner for Patents, p.o. Box 1450, Alexandria, VA 22313-1450 on this 22nd day of

July

, 2004

By

Shannon M. Stang

Name: Shannon M. Stang

MAIL STOP: PETITIONS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet containing Certificate of Mailing
- ☒ Petition to Establish That Drawings Are Not Necessary Under 35 U.S.C. § 113
for Filing Date-Response to "Notice Of Incomplete Nonprovisional Application"
- ☒ Check in the amount of \$130.00 for petition fee
- ☒ Return postcard

Please consider this transmittal as a Petition for Extension of Time for a sufficient number of months to enter these papers or any future reply, if necessary. Please charge any deficiencies or credit any overpayment in the enclosed fees to Deposit Account No. 50-0413.

CROMPTON, SEAGER, TUFTE, LLC
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